REMARKS

Claims 1-20 were originally filed in the present application.

Claims 1-20 are pending in the present application.

Claims 1-20 were rejected in the June 22, 2007, Office Action.

No claims have been allowed.

Claims 1, 8 and 16 are amended herein

Claims 4 and 11 are cancelled herein.

Claims 1-3, 5-10 and 12-20 remain in the present application.

Reconsideration of the claims is respectfully requested.

In Sections 1 and 2 of the June 22, 2007 Office Action, the Examiner rejected Claims 1-6, 8-13, 15-18 and 20 under 35 U.S.C. §102(b) as being anticipated by U. S. Patent No. 6,088,749 to *Hebert, et al.* (hereafter, simply "Hebert"). In Sections 3 and 4 of the June 22, 2007 Office Action, the Examiner rejected Claims 7, 14 and 19 under 35 U.S.C. §103(a) as being unpatentable over the Hebert reference as applied to claims 1 and 8 above, and further in view of Lucent Technologies EXS Converged Services Platform (EDP Weekly's IT Monitor, March 19, 2001, and EXS Converged Services Platform Product Overview datasheet, Lucent Technologies March 13, 2001 (hereinafter, simply "EXS"). The Applicants respectfully traverse the rejections.

The Hebert reference describes a standardized host-to-switch application program interface (API) for performing call control . *See Hebert, Abstract.* The API is designed to support five layers of the Open Systems Interconnection (OSI) reference model—layers 1 through 5—wherein certain

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layers communicate with each other using the Hebert API. *See Hebert, col. 6, line 33, through col. 7, line 5.*

Amended independent Claim 1 recites a switch comprising first and second call control functions that access each other using an API comprising a plurality of classes defining objects representing the signaling control primitives. The Applicant respectfully submits that call control functions would be modeled in a single layer of the OSI reference model, and Hebert does not describe software within a layer of the model accessing other software in the same layer using the Hebert API. The Applicant further submits that the EXS references do nothing to overcome the shortcomings of the Hebert reference.

For at least these reasons, amended Claim 1 is patentable over the cited references. Amended independent Claims 8 and 16 recite limitations analogous to the novel and non-obvious limitations emphasized in traversing the § 102 rejection of Claim 1 and, therefore, also are patentable over the cited references. Claims 2, 3 and 5-7 depend from Claim 1, Claims 9, 10 and 12-15 depend from Claim 8, and Claims 17-20 depend from Claim 16 and include all the limitations of their respective base claims. As such Claims 2, 3, 5-7, 9, 10, 12-15 and 17-20 also are patentable over the cited references.

The Applicants also disagree with the Examiner's rejections of Claims 1-3, 5-10 and 12-20 based on additional misdescriptions and/or misapplications of the Hebert and EXS references to at least some of Claims 1-3, 5-10 and 12-20. However, the Applicant's arguments regarding those other shortcomings of the Hebert and EXS references are moot in view of the Claim 1 arguments

above.   The Applicant reserves the right to dispute in future Office Action responses the

appropriateness and the applications of the Hebert and EXS references to the claims of the present

application, including the right to dispute assertions made by the Examiner in the June 22, 2007,
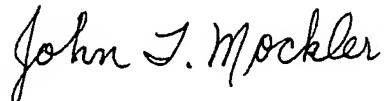
Office Action.

SUMMARY

For the reasons given above, the Applicant respectfully requests reconsideration and allowance of the pending claims and that this application be passed to issue. If any outstanding issues remain, or if the Examiner has any further suggestions for expediting allowance of this application, the Applicant respectfully invites the Examiner to contact the undersigned at the telephone number indicated below or at *jmockler@munckbutrus.com*.

The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

MUNCK BUTRUS, P.C.

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Date: September **2 0**, 2007

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